IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FIFTEENTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 8428 of 2005

Between:

1 R.H.S.Sastry, S/o. Laxminarayana,
Kusumanchi (V&M), Khammam District.
2 R.L.N. Sastry, S/o. Laxminarayana,
10-3-141, Mamillagudem, Khammam.

..... PETITIONER(S)

AND

1 The Executive Engineer(R&B) Khammam.
2 The Superintending Engineer (R&B) Khammam.
3 The District Collector, Khammam.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, or direction preferably writ of mandamus declaring the action of the respondents 1 and 2 trying to dispossess the petitioners from their land admeasuring Ac.3-05 gts, in Sy.No.780 and land admeasuring Ac.1-00 in Sy.No.1333 situated at Kusumanchi (V&M) Khammam District without notice and without initiating any proceedings as illegal, arbitrary and violative of principles of natural justice and consequently direct the respondents and their subordinates not to dispossess the petitioners from the said land except in accordance with law.

Counsel for the Petitioner:MR.KOWTURU VINAYA KUMAR

Counsel for the Respondent Nos. 1to 3: GP FOR ROADS & BUILDINGS

The Court at the admission stage made the following O R D E R:

The petitioner seeks a Writ of Mandamus to declare the action of the respondents 1 and 2 in trying to dispossess the petitioners from the land admeasuring Ac.3-05 gts., in Sy.No.780 and land admeasuring Ac.1-00 in Sy.No.1333 situated at Kasumanchi (V&M) Khammam District without notice and without initiating any proceedings as illegal and arbitrary.

No right of the petitioners has been infringed. If the respondents are trying to dispossess the petitioners from the land in question, remedy is otherwise.

The writ petition is devoid of merits and is dismissed at the stage of admission.

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(K.C.BHANU,J)

Dt:15th April, 2005

usd

To

1 The Executive Engineer(R&B) Khammam.
2 The Superintending Engineer (R&B) Khammam.
3 The District Collector, Khammam.

4 Two CCs to G.P. for Roads and Buildings, High Court Buildings,

Hyderabad (OUT).

5 Two CD copies.